

HARFORD COUNTY BILL NO. 10-28

Brief Title Tax Credit for Properties Near WTE Facility

is herewith submitted to the County Council of Harford County for enrollment as being the text as finally passed.

CERTIFIED TRUE AND CORRECT

ENROLLED

Council Administrator

Council President

Date _____

Date _____

BY THE COUNCIL

Read the third time.

Passed: LSD _____

Failed of Passage: _____

By Order

Council Administrator

Sealed with the County Seal and presented to the County Executive for approval this _____ day of _____, 2010 at ____p.m.

Council Administrator

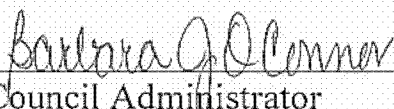
BY THE EXECUTIVE

COUNTY EXECUTIVE

APPROVED: Date _____

BY THE COUNCIL

At the request of its sponsors, this Bill was withdrawn from consideration and without a public hearing on October 5, 2010.



Council Administrator

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 10-28

Introduced by Council President Boniface at the request of the County Executive
and Council Member Guthrie

Legislative Day No. 10-19 Date September 7, 2010

AN ACT to add new Section 123-43.9, Tax credit for residential property located in proximity to the Waste-To-Energy Facility on Magnolia Road, to Article II, Real Property Tax Credits, of Chapter 123, Finance and Taxation, of the Harford County Code, as amended; to provide for a tax credit for certain properties in proximity to the Waste-To-Energy Facility.

By the Council, September 7, 2010

Introduced, read first time, ordered posted and public hearing scheduled

on: October 5, 2010

at: 7:00 PM

By Order: _____, Council Administrator

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on _____, and concluded on _____.

_____, Council Administrator

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

1 WHEREAS, Senate Bill 1013 was enacted by the General Assembly in 2010; and

2 WHEREAS, Senate Bill 1013 authorized the County Executive and the County Council to
3 grant a tax credit for certain properties in proximity to the Waste-To-Energy Facility; and

4 WHEREAS, Senate Bill 1013 established those properties that could be subject to the local tax
5 credit; and

6 WHEREAS, Senate Bill 1013 authorized the County to establish its criterion for the properties
7 subject to the credit.

8 Section 1. Be It Enacted By The County Council of Harford County, Maryland that new Section
9 123-43.9, Tax credit for residential property located in proximity to the Waste-To-Energy Facility on
10 Magnolia Road, be, and it is hereby, added to Article II, Real Property Tax Credits, of Chapter 123,
11 Finance and Taxation, of the Harford County Code, as amended, all to read as follows:

12 **Chapter 123. Finance and Taxation**

13 **Article II. Real Property Tax Credits**

14 **§ 123-43.9. TAX CREDIT FOR RESIDENTIAL PROPERTY LOCATED IN PROXIMITY**
15 **TO THE WASTE-TO-ENERGY FACILITY ON MAGNOLIA ROAD.**

16 A. IN ACCORDANCE WITH THE PROVISIONS OF THE TAX-PROPERTY ARTICLE §9-
17 314 OF THE ANNOTATED CODE OF MARYLAND, THERE IS HEREBY
18 ESTABLISHED A 100% COUNTY PROPERTY TAX CREDIT FOR RESIDENTIAL
19 PROPERTY PROVIDED THAT:

20 (1) THE PROPERTY OWNER RESIDES ON THE PROPERTY;

21 (2) THE PROPERTY WAS COMPLETED ON OR BEFORE JUNE 1, 2010, AND
22 FRONTS ON MAGNOLIA ROAD AND IS SOUTH OF TRIMBLE ROAD AND
23 NORTH OF ABERDEEN PROVING GROUND PROPERTY.

24 (3) THE COUNTY GOVERNING BODY DETERMINES THAT THE PROPERTY HAS
25 BEEN ADVERSELY IMPACTED BY ITS PROXIMITY TO THE WASTE-TO-

ENERGY FACILITY.

B. ON OR BEFORE JANUARY 1 OF EACH YEAR, THE COUNTY COUNCIL SHALL DETERMINE BY LAW THOSE PROPERTIES THAT HAVE BEEN ADVERSELY IMPACTED BY THEIR PROXIMITY TO THE WASTE-TO-ENERGY FACILITY ON MAGNOLIA ROAD.

C. NOTWITHSTANDING SUBSECTION A OF THIS SECTION, A PROPERTY TAX CREDIT SHALL NOT BE GRANTED UNDER THIS SECTION IN THE EVENT THE WASTE-TO-ENERGY FACILITY EVER CEASES OPERATION AT ITS CURRENT LOCATION.

Section 2. And Be It Further Enacted that this Act shall take effect 60 calendar days from the date it becomes law and shall apply to the tax year beginning July 1, 2011 and thereafter in accordance with the provisions contained herein.

EFFECTIVE:

The Council Administrator does hereby certify that fifteen (15) copies of this Bill are immediately available for distribution to the public and the press.

Council Administrator